

### **REMARKS**

Reconsideration and allowance in view of the foregoing amendment and the following remarks are respectfully requested. Claims 35 and 38 are amended and claims 36 and 39 are cancelled. These claims are made without prejudice or disclaimer and Applicant reserves the right to pursue broader claims in a continuation application.

#### **Double-Patenting Rejections**

The Office Action rejects claims 22-34 provisionally on the ground of non-statutory obviousness-type double patenting as being unpatentable over the claims of U.S. Patent No. 6,665,638. The enclosed Terminal Disclaimer addresses the double patenting rejection. Therefore, Applicant respectfully submits that these claims are allowable.

#### **Rejection of Claims 35 and 38 Under 35 U.S.C. §112**

The Office Action rejects claims 35 and 38 under 35 U.S.C. §112, first paragraph, as failing to comply with the enablement requirement. Applicant has amended claims 35 and 38 as suggested on page 3 of the Office Action. Accordingly, Applicant respectfully submits that claims 35 and 38 comply with 35 U.S.C. §112, first paragraph.


Applicant thanks the Examiner for indicating the allowance of claims 22-34 and respectfully submits that the present application is now in condition for allowance.

**CONCLUSION**

Having addressed all rejections and objections, Applicant respectfully submits that the subject application is in condition for allowance and a Notice to that effect is earnestly solicited. If necessary, the Commissioner for Patents is authorized to charge or credit the **Law Office of Thomas M. Isaacson, LLC, Account No. 50-2960** for any deficiency or overpayment.

Respectfully submitted,

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By:  \_\_\_\_\_

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